



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE RECEIVED

DEC 31 2001

In re application of

Takao IKARIYA et al.

Serial No. 09/661,560

Filed September 14, 2000

METHOD FOR PRODUCING OPTICALLY ACTIVE COMPOUNDS

:

Docket No. 2000-1229

Group Art Unit 1621

Examiner Samuel A. Barts

Confirmation No. 8786

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**RESPONSE TO RESTRICTION REQUIREMENT**

Assistant Commissioner for Patents,  
Washington, D.C. 20231

THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
FEES FOR THIS PAPER TO DEPOSIT  
ACCOUNT NO. 23-0975

Sir:

In response to the restriction requirement dated November 27, 2001, Applicants hereby provisionally elect the invention of Group I, claims 13-19. It is noted that this election is made by the Applicants while retaining their right to file a Divisional Application directed to the non-elected subject matter with the protection afforded by 35 USC § 121.

Claims 20 and 21, directed to non-elected subject matter, remain in the application. It is requested that they be permitted to remain in a dormant condition pending the filing of a divisional application or possible rejoinder under *In re Ochiai*.

The Examiner accordingly is requested to proceed with an examination on the merits.

Respectfully submitted,

Takao IKARIYA et al.

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December 27, 2001